

Counsel listed on next page

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 JOE LEWIS LUQUE AND HERMAN
12 RICHARDSON, individually and on Behalf
of All Others Similarly Situated,

13 Plaintiffs,

14 || vs.

15 AT&T CORP., PACIFIC BELL
TELEPHONE CO., d/b/a AT&T
16 CALIFORNIA, and AT&T
COMMUNICATIONS OF CALIFORNIA,
17 INC.,

18 || Defendants.

No. 09-05885-CRB

[CLASS ACTION]

**NOTICE OF PLAINTIFFS' UNOPPOSED
MOTION FOR PRELIMINARY
APPROVAL OF SETTLEMENT**

Date: September 28, 2012

Time: 10:00 AM

Ctrm: 6, 17th Floor

Judge: Charles R. Breyer

1
2 Attorneys for Plaintiffs Joe Lewis Luque and Herman Richardson:

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2 PLEASE TAKE NOTICE that, on September 28, 2012 at 10:00AM, plaintiffs Joe Lewis Luque
3 and Herman Richardson will bring before the Honorable Charles R. Breyer their unopposed Motion for
4 Preliminary Approval of Settlement and for entry of an Order:

- 5 (a) preliminarily approving the Settlement Agreement;
6
7 (b) preliminarily certifying a Fed. R. Civ. P. 23 settlement class as to the California state law
8 claims, and providing stage two certification of a §216(b) collective action class as to the
9 federal claims under the Fair Labor Standards Act (FLSA) for settlement purposes only;
10
11 (c) appointing Plaintiffs Joe Louis Luque and Herman Richardson as settlement class
12 representatives;
13
14 (d) appointing Steven L. Wittels & Janette Wipper of Sanford Wittels & Heisler, LLP as
15 settlement Class Counsel;
16
17 (e) approving the parties' Notice of Proposed Class Action Settlement, Consent and Claim
18 Forms, and Exclusion Form and directing the mailing of the same to the class members; and
19
20 (f) establishing dates for the final fairness hearing and related events, such as the mailing of
21 notice and the deadline to file objections.

22 Dated: August 24, 2012.

23 SANFORD WITTELS & HEISLER, LLP

24 By: /s/ Steven L. Wittels

25 Steven L. Wittels
26 Attorneys for Plaintiffs
27 Joe Lewis Luque and Herman Richardson